

D H E C
PROMOTE PROTECT PROSPER
Ocean and Coastal
Resource Management

State and Coastal Laws and Regulations
SC LLR Course No. CEC274001

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South Carolina Department of Health and Environmental Control
Office of Ocean and Coastal Resource Management

Coastal Management Goal

Protect and enhance coastal resources
while promoting responsible
development.

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What are Coastal Resources

- Beach/Dune System
- Marshlands and Tidelands
- Coastal Waters
- Wetlands
- Sensitive habitat and endangered species
- Significant historical, cultural and archeological sites

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Legislative Milestones

- 1972 Federal Coastal Zone Management Act
- 1977 South Carolina Coastal Management Act
- 1979 South Carolina Coastal Management Plan Approved
- 1989 South Carolina Beachfront Management Amendments

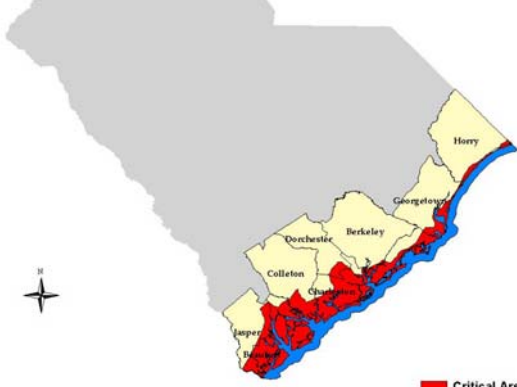
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What Tools Do We Have

- Laws, Regulations and Management Plan
- Coastal Planning (Special Area Management Plans)
- Coastal Management Coordinating Oversight

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Coastal Zone Critical Area of South Carolina



SC Coastal Management Act

South Carolina Coastal Management Act

- Regulations for Permitting in the Critical Areas of the Coastal Zone.
- R 30-1 through R 30-21. APA Procedures.
- Policies and Procedures approved by Governor and General Assembly

- South Carolina Coastal Management Program

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Regulatory Programs

- Critical Area Permits
- Federal and State Certification
- State Stormwater Management
- Compliance and Enforcement

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State and Coastal Laws and Regulations

Critical Area:

- Coastal Waters
- Tidelands
- Beach/Dune System
- Beaches

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Critical Area Permitting Section

- Docks & Piers (76%)
- Bulkheads and Revetments (17%)
- Marinas and Community Docks (5%)
- Boat Ramps (3%)
- Beachfront (1%)
- 42 of 1018 permits appealed (4.1%)
- 38 or 90% of critical area appeals are private docks

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Private Docks



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Dock Permit Numbers

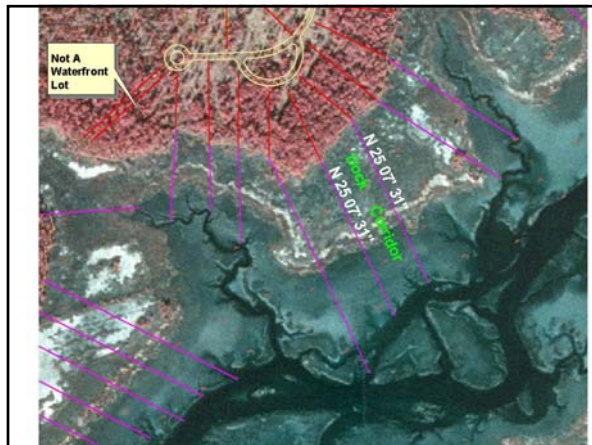
Year	Dock Permits
1982	80
1993	535
1994	710
1995	701
1996	765
1997	623
1998	655
1999	818
2000	717
2002	776
2003	770
2004	771

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Waterfront Property

- For the purposes of these regulations, waterfront property will generally be defined as upland sites where a straight-line extension of both, generally shore perpendicular, upland property lines reaches a navigable watercourse within a 1000' of the marsh critical line. (Section R 30-1 D. (50))

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Critical Area Permitting Process

- **Application**
 - OCRM (1-14 days)
 - Joint Federal (14-60 days)
- **Public notice**
 - Time Frames (15-30 days)
 - Agency and public comment (14-365 days)
 - (365 days § 401 time frame)
- **Public Hearing**
- **Review**
 - Site visit
 - GIS, comments, Decision Document
- **Decision**
 - Appeals Process (120 days +)

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Dock Restrictions

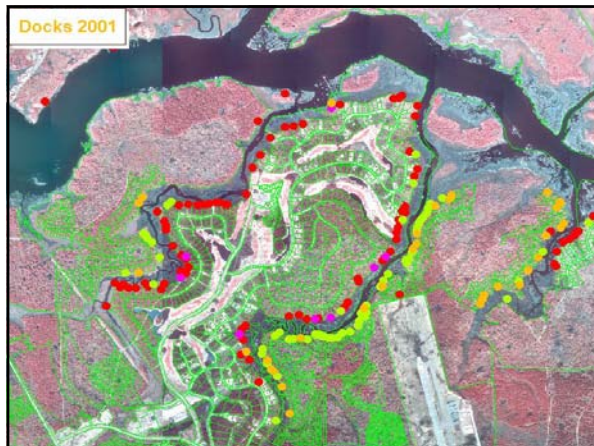
- Lots must be 75' wide for private dock.
- 1,000' maximum length.
- Creeks over 150' wide: 600 sq. ft. max.
- Creeks 51'-150' wide: 160 sq. ft. max.
- Creeks 20'-50' wide: 120 sq. ft. max.
- Creeks less than 20' wide: special circumstances
- No docks in creeks less than 10' wide

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Dock Master Plans

- Section R. 30-12 A. (h) Dock corridors on the approved Dock Master Plan (DMP) must be shown with bearings or State Plane Coordinates on a recordable subdivision plat for the development, and recorded in the appropriate County Office of Deeds. Reference to this DMP must be given in all contracts for lot sales.

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Critical Area Stamp

- The area shown on this plat is a general representation of DHEC-OCRM permit authority on the subject property. Critical areas, by their nature, are dynamic and subject to change over time. By delineating the permit authority of the DHEC-OCRM, the office of OCRM in no way waives the right to assert permit jurisdiction at any time in any critical area on the subject property, whether shown hereon or not.

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Critical Lines

- Must be signed and dated by OCRM staff to be valid.
- Good for five years except for eroding stream banks.

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Coastal Zone Consistency Cert.

State

- Water Supply
- Wastewater
- Air
- NPDES
- Mining
- Landfills
- USTs
- Stormwater

Federal

- Direct Federal Actions
- Federal Funding
- Federal Permits and Licenses

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Coastal Zone Consistency Review

- Endangered Species
- Cultural Resources
- Freshwater Wetlands
- Stormwater Management

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Wetlands



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Conservation Areas



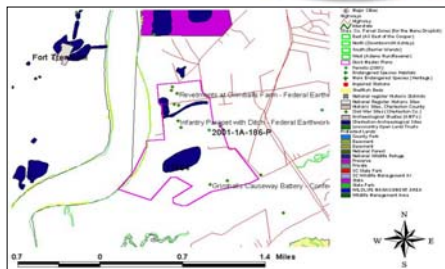
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Cultural Resources



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GAPC and Sensitive Areas



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